

## REMARKS

Claims 1-59 are currently active.

The Examiner has placed a restriction requirement on the above-identified patent application. The Examiner has determined that Invention 1 has Claims 1, 2, 12-24 and 39-41 drawn to an apparatus for manipulating cells by a pipette/syringe and controller. Invention 2 has Claims 3-11 drawn to a method for analyzing cells by imaging the cells with both visible and fluorescent light. Invention 3 has Claims 25-27 and 32 drawn to an apparatus and method for aligning light in a well of a plate by the use of the plate holder with a top and bottom portion. Invention 4 has Claims 28-31 drawn to a method and apparatus for determining a condition of a cell using coated beads. Invention 5 has Claims 33-38 and 48-52 drawn to a method for establishing a focus profile of a plate having wells. Invention 6 has Claims 42-47 and 53-59 drawn to a method and apparatus for monitoring cells by causing each cell to move to a corner of each well in the plate. Applicants elect Invention 2 having Claims 3-11 drawn to a method for analyzing cells by imaging the cells with both visible and fluorescent light, without traverse.

Once the Examiner places the restriction requirement in final status, applicants will cancel the non-elected claims.

**CERTIFICATE OF MAILING**

I hereby certify that the correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20591.

on

3/10/03

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